

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Margot Hesel	Team: Team # 8	CCRB Case #: 201006084	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 05/06/2010 4:30 PM	Location of Incident: 150th Street and Liberty Avenue	Precinct: 103	18 Mo. SOL 11/6/2011	EO SOL 11/6/2011	
Date/Time CV Reported Thu, 05/06/2010 6:03 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Thu, 05/06/2010 6:03 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. Officers			GANG Q
2. SGT Patrick Abdul	00289	895151	GANG Q

Officer(s)	Allegation	Investigator Recommendation
A. Officers	Abuse: Officers stopped § 87(2)(b)	
B.SGT Patrick Abdul	Abuse: Sgt. Patrick Abdul frisked § 87(2)(b)	
C.SGT Patrick Abdul	Abuse: Sgt. Patrick Abdul searched § 87(2)(b)	
D.SGT Patrick Abdul	Abuse: Sgt. Patrick Abdul threatened § 87(2)(b) with the use of force.	
E.SGT Patrick Abdul	Force: Sgt. Patrick Abdul used physical force against § 87(2)(b)	

Case Summary

§ 87(2)(b) filed a complaint with the CCRB on May 6, 2010 via the call processing system. § 87(2)(b) provided a phone statement to the CCRB on May 10, 2010. He reported the following.

On May 6, 2010, at 4:30 p.m., § 87(2)(b) was walking near the intersection of 150th Street and Liberty Avenue in Queens. Once § 87(2)(b) crossed Liberty Avenue, two plainclothes officers got out of a silver unmarked car and approached § 87(2)(b). PO1 was a 5'11" tall, 200 lb Hispanic male in his 40's. He was wearing a shield around his neck with the number 289. § 87(2)(b) did not see PO1's name. PO1 told § 87(2)(b) that he was a supervisor. The investigation identified PO1 as Sgt. Patrick Abdul from Gang Squad Queens. PO2 was a 5'5" tall, 170-180 lbs Hispanic female in her 40's.

Sgt. Abdul and PO2 identified themselves as police officers and asked § 87(2)(b) if he had just been fighting with someone up the block (**Allegation A**). § 87(2)(b) said no. Sgt. Abdul patted § 87(2)(b) down over his whole body and put his hands inside § 87(2)(b)'s pockets (**Allegation B, Allegation C**). At some point, Sgt. Abdul said, "Do you want me to search you this way or throw you on the floor?" (**Allegation D**). § 87(2)(b) tried to walk away. Sgt. Abdul grabbed § 87(2)(b)'s arm and put him in handcuffs. Then, Sgt. Abdul pushed § 87(2)(b) up against the brick wall of a nearby furniture store (**Allegation E**). § 87(2)(b) told Sgt. Abdul that he was a corrections officer. Sgt. Abdul asked § 87(2)(b) why he hadn't said so before, as they could have avoided "all this." Sgt. Abdul removed § 87(2)(b)'s handcuffs and tried to apologize to him. Sgt. Abdul also told § 87(2)(b) that there were lots of guns in the area.

A search of CTS for supervising police officers with the shield number "289" revealed Sgt. Patrick Abdul from Gang Squad Queens, who has the shield number 00289. CTS also showed that Sgt. Abdul fits the physical description for PO1 provided by § 87(2)(b). Although there is no record in BADS of any arrests by Gang Squad Queens on the incident date, the stop and frisk log for the incident date shows that Sgt. Abdul's command was active on that day. Given this evidence, the investigation concluded that PO1 was Sgt. Abdul. Without a sworn statement from § 87(2)(b) the investigation was unable to identify Sgt. Abdul's partner. Because Sgt. Abdul is from Gang Squad Queens, Allegation A has been pleaded against "Officers" from Gang Squad Queens. Allegations B through E have been pleaded against Sgt. Abdul.

The investigation made the following attempts to contact § 87(2)(b). At the time of § 87(2)(b)'s phone statement, he scheduled a sworn statement with the CCRB for May 20, 2010. On this date, § 87(2)(b) failed to appear for his appointment, and a missed interview letter was mailed to him. Between May 10, 2010 and May 28, 2010, five calls were placed and two letters were sent to § 87(2)(b) four of which calls were placed after § 87(2)(b)'s missed appointment. § 87(2)(b), § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

Team: _____

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Investigator: _____
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date